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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|----------------------------|---------------------|----------------------|---------------------|------------------|
| 10/813,568 | 03/29/2004 | Robert E. Carlson | 14095.1USI1 | 4101 |
| 23552 | 7590 | 03/13/2009 | EXAMINER | |
| MERCHANT & GOULD PC | LUNDGREN, JEFFREY S | | | |
| P.O. BOX 2903 | ART UNIT | | PAPER NUMBER | |
| MINNEAPOLIS, MN 55402-0903 | 1639 | | | |
| | MAIL DATE | | DELIVERY MODE | |
| | 03/13/2009 | | PAPER | |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|
| 10813568 | 3/29/2004 | CARLSON, ROBERT E. | 14095.1USI1 |

EXAMINER

MERCHANT & GOULD PC
P.O. BOX 2903
MINNEAPOLIS, MN 55402-0903

JEFFREY S.. LUNDGREN

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| ART UNIT | PAPER |
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1639 20090311

DATE MAILED:

Commissioner for Patents

The reply filed on August 21, 2008, is not fully responsive to the prior Office Action because of the following omissions or matters: Applicants election of the species for the “number of building block molecules” is outside of the scope of the generic claim (i.e., “80” does not appear to be a valid species for claims 88, 115 or 122). Additionally, Applicants have not identified which claims read on the elected species (see page 5, lines 3 and 4 of the Restriction Requirement mailed on May 21, 2008). See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Jeff Lundgren whose telephone number is 571-272-5541. The Examiner can normally be reached from 7:00 AM to 5:30 PM.

If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's supervisor, Christopher Low, can be reached on 571-272-0951. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/JEFFREY S. LUNDGREN/
Examiner, Art Unit 1639